

HIGH COURT OF ANDHRA PRADESH:: AMARAVATI

MAIN CASE NO.: WP.No.33781 of 2025

PROCEEDING SHEET

SI. No.	DATE	ORDER	OFFICE NOTE
	04-12-2025	<u>VN, J</u> Notice before admission, returnable in four weeks. The present writ petition is filed seeking for enhancing the age of superannuation from 60 years to 62 years for the employees working in Andhra Pradesh Housing Board in terms of G.O.Ms.No.15, dated 31.01.2022 issued by the Respondent No.1. The petitioner is an employee of the Andhra Pradesh Housing Board and he seeks enhancement of the age of retirement on par with the State Government employees. The reliance was placed on Section 16 of Andhra Pradesh Housing Board Act, 1956, which provides for service conditions of the employees of the Housing Board at par with the State Government employees. Learned Single Judge of this Court in W.P.No.22682 of 2023 and batch had elaborately considered the scope of Section 16 of the Andhra Pradesh Housing Board Act and held that the employees of the Andhra Pradesh Housing Board could be entitled for enhancing the age of retirement from 60 years to 62 years. Earlier thereto, a Division Bench of this Court in W.P.No.25188 of 2018 and W.P.No.4347 of 2020 & batch held that employees of	

	the Housing Board are entitled for enhancement of retirement age at par with the Government employees. In the review filed in those batch of cases, a Division Bench of this Court vide order dated 19.11.2024 had considered Section 16 of the Act and held that employees of the Housing Board are entitled for enhanced age of retirement. Learned Standing Counsel of the respondent-Corporation relies on interim orders of this Court in W.A.Nos.153 of 2025 and 946 of 2024, wherein this Court had stayed the orders of the learned Single Judge passed in W.P.No.22682 of 2023 and batch. Learned Standing Counsel would contend that since the interpretation of Section 16 of the Andhra Pradesh Housing Board Act is under consideration in the Writ Appeal, there is no reason for this Court to grant interim order. Having heard the respective counsels, the interim orders of this Court in W.A.Nos.153 of 2025 and 946 of 2024 were passed without noticing the order passed by a Co-ordinate Division Bench of this Court in review petitions dated 19.11.2024, affirming the orders passed by the Division Bench in W.P.No.25188 of 2018 and W.P.No.4347 of 2020 & batch. Since this aspect was unfortunately not brought to the notice of the Division Bench, the interim orders came to be passed. Therefore, there shall be an interim direction to the Respondents to suspend the retirement proceedings issued vide Proc.No.WC/Estt/Retirement/EE(H)/APHB/KNL/2025/822 dated 21.11.2025 and to continue the Petitioner in service with the same conditions of service and all attendant	
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		benefits upto 62 years on par with the other employees of the Andhra Pradesh Housing Board. Post this case along with connected W.P.No.17859 of 2025. CHS VN, J	
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